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PASS TO INM AND ARA/MEX

E.D. 12356:N/A
TAGS: SNAR, MEX
SUBJECT: FY 1990 INC PROGRAM MOUS

REFS: A) STATE 28284 B) MEXICO 1939 AND PREVIOUS

1. FOLLOWING ARE REVISED TEXTS OF SUBJECT MOU'S WITH
CHANGES FROM ONGOING EMBASSY/PGR NEGOTIATIONS. WE FIND
THE CHANGES ACCEPTABLE AND URGENTLY REQUEST
DEPARTMENT/INM AUTHORIZATION TO SIGN THE REVISED MOU'S.

2. TEXT OF FIELD SUPPORT MOU

MEMORANDUM OF UNDERSTANDING WITH ANNEXES FOR A
COOPERATIVE EFFORT TO SUPPORT THE GOVERNMENT OF MEXICO
NARCOTICS CONTROL PROGRAM.

I. GENERAL

-- A. THE GOVERNMENT OF THE UNITED STATES OF AMERICA
(USG) IS INTERESTED IN CONTINUING TO PROVIDE SUPPORT TO
INCREASE THE EFFECTIVENESS OF THE GOVERNMENT OF MEXICO
(GOM) IN THE CAMPAIGN TO ELIMINATE THE ILLICIT
PRODUCTION OF NARCOTICS CROPS, INTERDICT DRUG SHIPMENTS
AND ARREST INDIVIDUALS INVOLVED IN SUCH SHIPMENTS IN
MEXICO.

-- B. FIELD SUPPORT PROJECTS FUNDED UNDER THIS
AGREEMENT WILL BE DESIGNED TO IMPROVE THE EFFECTIVENESS
OF THE ANTINARCOTICS PROGRAM OF THE ATTORNEY GENERAL OF
MEXICO (PROCURADURIA GENERAL DE LA REPUBLICA - PGR) BY
ENHANCING THE OPERATIONAL CAPABILITIES TO SUPPORT
ERADICATION AND NARCOTICS CONTROL OPERATIONS.

-- C. IN THIS REGARD, IT IS IMPORTANT TO NOTE THAT
BOTH GOVERNMENTS HAVE RESOLVED TO COMMIT RESOURCES AND
INITIATE PROGRAMS ON AN ANNUAL BASIS AS AUTHORIZED
AND/OR APPROPRIATED BY THEIR RESPECTIVE LEGISLATIVE
PROCESSES TO ACCOMPLISH THIS OBJECTIVE.

II. PROJECT DESCRIPTION

-- A. THE USG HAS TAKEN NOTE OF THE PGR INTENTION TO
IMPROVE OPERATIONAL CAPABILITIES TO AERIALY ERADICATE
ILLICIT NARCOTICS CROPS, AND TO MOUNT OTHER NARCOTICS

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CONTROL OPERATIONS THROUGHOUT MEXICAN TERRITORY AND OF THE FACT THAT THE SUCCESS OF THIS EFFORT DEPENDS TO A GREAT EXTENT ON PROVIDING APPROPRIATE FIELD SUPPORT TO THE PGR NARCOTICS CONTROL CAMPAIGN.

-- B. FIELD SUPPORT FUNDS ARE TO BE USED TO COVER CAMPAIGN EXPENSES AND INCLUDE PROVISION OF FUNDS FOR AVIATION FUEL TRUCK MAINTENANCE, REPAIR OF AIR BASES AND THE CONSTRUCTION OF MAINTENANCE FACILITIES, PRIMARILY AT GUADALAJARA AND OTHER PROJECTS THAT ARE MUTUALLY AGREED ON. FIELD SUPPORT FUNDS WILL ALSO BE USED BY THE U.S. EMBASSY TO CONTRACT U.S. CITIZEN EXPERT ADVISORS WHO WILL ASSIST IN THE DESIGN AND IMPLEMENTATION OF BILATERAL NARCOTICS CONTROL PROJECTS.

III. PROJECT SPECIFIC PROVISIONS

-- A. IN KEEPING WITH THE FOREGOING, THE USG AGREES TO COMMIT USD 2,000,000 (TWO MILLION) TO FIELD SUPPORT ACTIVITIES AS DESCRIBED IN SECTION IIB.

-- B. WITH REGARD TO THE PRECEDING, THE USG ACCEPTS WITH PLEASURE THE PGR DECISION BOTH TO DEDICATE THE MAXIMUM NUMBER OF ITS AIRCRAFT AND TO PROVIDE THE REQUIRED PERSONNEL AND FACILITIES TO SUPPORT THE PROGRAM, AS WELL AS ITS READINESS TO ESTABLISH FIELD SUPPORT PRIORITIES FOR THE NARCOTICS CONTROL CAMPAIGN IN CONSULTATION WITH US MISSION PERSONNEL. THE PGR WILL ALSO PROVIDE THE USG, IN STRICT ACCORDANCE WITH APPLICABLE MEXICAN LAWS AND REGULATIONS, WITH THE INFORMATION NEEDED TO MEET REPORTING AND BUDGETARY REQUIREMENTS AND WILL FACILITATE US MISSION PERSONNEL APPROPRIATE ACCESS TO PGR FACILITIES AND OBSERVATION OF PGR ERADICATION OPERATIONS, AGAIN, IN STRICT ACCORDANCE WITH SAID LAWS AND REGULATIONS.

-- C. IN THIS REGARD, EMBASSY AND PGR OFFICIALS WILL MEET WEEKLY AND AS NECESSARY TO DISCUSS PROGRESS AND CURRENT FIELD SUPPORT REQUIREMENTS OF THE DRUG CONTROL CAMPAIGN.

IV. PROGRAM GOALS

-- A. ELIMINATE, TO THE EXTENT POSSIBLE, LOGISTICAL UNCLAS SECTION 02 OF 06 MEXICO 06947

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SUPPORT PROBLEMS WHICH IMPEDE THE EFFECTIVE UTILIZATION OF CAMPAIGN RESOURCES IN SUPPORT OF THE NARCOTICS CONTROL PROGRAM.

-- B. ASSIST PGR EFFORTS TO SECURE AND MAINTAIN ADEQUATE FACILITIES AND GROUND EQUIPMENT TO SUPPORT PLANNED AERIAL ERADICATION AND OTHER NARCOTICS CONTROL MISSIONS.

-- C. APPROPRIATELY SUPPORT THE PLANNING AND IMPLEMENTATION OF FIELD SUPPORT ACTIVITIES SO THAT THEY CONTRIBUTE FULLY TO THE SUCCESS OF THE PGR NARCOTICS CONTROL EFFORT.

-- D. EQUIP A PGR-PROVIDED AIRCRAFT TO PERFORM AERIAL SURVEYS OF DRUG GROWING AREAS IN MEXICO.

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ANNEX I - PERFORMANCE STANDARDS AND PROGRESS INDICATORS

ANNEX I IS A LIST OF PERFORMANCE STANDARDS AND PROGRESS INDICATORS TO MEASURE PROGRESS IN ACHIEVING THE OBJECTIVES OF THE FIELD SUPPORT PROJECT.

-- PERFORMANCE STANDARDS

-- A. AIR BASE AND VEHICLE MAINTENANCE PLANS ARE FULFILLED.

-- B. AERIAL SURVEY PLAN IS DEVELOPED AND IMPLEMENTED WITH PGR AIRCRAFT.
PROGRESS INDICATORS

-- A. THE PGR WILL CONTINUE TESTING OF DIFFERENT HERBICIDE COMPOUNDS TO FIND THE MOST EFFECTIVE MIXTURES AND WILL WORK TO OBTAIN REQUISITE GOM CLEARANCES TO USE THEM IN ITS ERADICATION CAMPAIGN.

-- B. EMPLOY AN AERIAL SURVEY PROGRAM TO LOCATE NARCOTICS CROPS GROWN IN MEXICO.

-- C. AIRCRAFT FERRY TIME BETWEEN OPERATING BASES AND DRUG GROWING AREAS IS REDUCED THROUGH STRATEGIC PLACEMENT OF AIRBASES AND SUPPORT EQUIPMENT AND SUPPLIES.

-- D. INVENTORY MAINTENANCE AND EQUIPMENT NEEDS AT PGR AIR BASES AND PREPARE BUDGETS FOR NECESSARY REPAIRS OR IMPROVEMENTS BY JANUARY 1990. JOINTLY DEVELOP A BASE MAINTENANCE PROGRAM TO BE FUNDED THROUGH THIS PROJECT.

-- E. ASCERTAIN REQUIREMENTS FOR ADDITIONAL FUEL TANK TRUCKS AND/OR FUEL BLADDERS NEEDED TO SUPPORT THE 1990 NARCOTICS CONTROL CAMPAIGN. DEVELOP A PLAN TO REFURBISH CONFISCATED VEHICLES FOR THIS PURPOSE.

-- F. ASCERTAIN REQUIREMENTS AND COSTS FOR AVIATION SAFETY EQUIPMENT NEEDED TO SUPPORT THE 1990 NARCOTICS CONTROL CAMPAIGN. ASSIGN PROCUREMENT RESPONSIBILITY FOR VARIOUS PIECES OF EQUIPMENT TO PGR AND USG ACCORDING TO FUNDS AVAILABILITY AND POINT OF ORIGIN OF THE EQUIPMENT.

ANNEX II - GENERAL PROVISIONS

ANNEX II LISTS GENERAL PROVISIONS RELATED TO THE FINANCING OF THE FIELD SUPPORT PROGRAM.

-- A. TITLE OF ALL PROPERTY PROCURED THROUGH FINANCING BY THE USG SHALL BE IN THE COOPERATING AGENCY, UNLESS OTHERWISE SPECIFIED IN THE APPLICABLE PROCUREMENT DOCUMENT. THIS EQUIPMENT WILL BE USED TO FURTHER THE OBJECTIVES OF THIS PROGRAM.

-- B. INFORMATION WILL BE PROVIDED TO THE EMBASSY ON THE USE OF EQUIPMENT, SUPPLIES, AND MATERIALS PROVIDED BY THE USG.

-- C. DISBURSEMENT OF USG FUNDS FOR PROCUREMENT OF GOODS AND SERVICES WILL BE MADE AS CHARGES AGAINST SUB-OBLIGATING DOCUMENTS PREPARED AND ISSUED BY THE AMERICAN EMBASSY NARCOTICS ASSISTANCE UNIT (NAU) OR BY INM, UNLESS OTHERWISE AUTHORIZED IN ACCORDANCE WITH USG PROCUREMENT REGULATIONS.

-- D. THE USG RESERVES THE RIGHT TO WITHDRAW FINANCING IF THESE FUNDS ARE NOT UTILIZED TO ACHIEVE STATED GOALS
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OR THE REPORTING REQUIREMENTS ARE NOT MET. FUTURE US FUNDING (FOR OTHER THAN THE CURRENT FISCAL YEAR) WILL DEPEND ON THE AVAILABILITY OF FUNDS APPROPRIATED BY THE U.S. CONGRESS.

-- E. THE GOM RESERVES THE RIGHT NOT TO ACCEPT FUNDS FROM THE USG.

-- F. THIS UNDERSTANDING WILL REMAIN IN EFFECT FOR A PERIOD NOT TO EXCEED ONE YEAR UNLESS SPECIFICALLY MODIFIED OR REVISED HEREIN.

-- G. ANY PROPERTY FURNISHED TO EITHER PARTY THROUGH FINANCING BY THE OTHER PARTY SHALL BE DEVOTED TO THE PROJECT UNTIL COMPLETION OF THE PROJECT, AND THEREAFTER SHALL BE USED TO FURTHER THE PROJECT'S OBJECTIVES. EITHER PARTY SHALL OFFER TO RETURN TO THE OTHER, OR TO REIMBURSE THE OTHER FOR, ANY PROPERTY WHICH IT OBTAINS THROUGH FINANCING BY THE OTHER PARTY WHICH IS NOT USED IN ACCORDANCE WITH THE PRECEDING SENTENCE. FUNDS DERIVED FROM THE SALE OF ANY PROPERTY FURNISHED BY THE USG TO THE PROJECT SHALL BE USED IN THE FURTHERANCE OF NARCOTICS CONTROL ACTIVITIES.

-- H. IF THE USG OR ANY PUBLIC OR PRIVATE ORGANIZATION FURNISHING COMMODITIES THROUGH USG FINANCING FOR OPERATIONS IS, UNDER THE LAWS, REGULATIONS, OR ADMINISTRATIVE PROCEDURES OF MEXICO, LIABLE FOR CUSTOMS DUTIES AND IMPORT TAXES OF COMMODITIES IMPORTED INTO MEXICO FOR PURPOSES OF REALIZING THE FOREGOING OBJECTIVES, THE PGR WILL PAY SUCH DUTIES AND TAXES UNLESS EXEMPTION IS OTHERWISE PROVIDED BY APPLICABLE INTERNATIONAL AGREEMENT.

-- I. BOTH GOVERNMENTS SHALL EXPEND FUNDS AND SUPPORT CITED OPERATIONS ONLY IN ACCORDANCE WITH THEIR RESPECTIVE GOVERNMENTS' APPLICABLE LAWS AND REGULATIONS.

-- J. ALL GOODS AND SERVICES PROCURED WITH USG FUNDS WILL BE PURCHASED FROM SOURCES WITHIN THE UNITED STATES OF AMERICA UNLESS OTHERWISE PROVIDED FOR IN USG REGULATIONS.

END TEXT OF FIELD SUPPORT MOU

3. BEGIN TEXT OF AVIATION MAINTENANCE PROJECT MOU

MEMORANDUM OF UNDERSTANDING FOR AN AVIATION MAINTENANCE PROJECT

I. GENERAL

A. THE GOVERNMENT OF THE UNITED STATES OF AMERICA (USG) IS INTERESTED IN CONTINUING TO INCREASE THE EFFECTIVENESS OF THE GOVERNMENT OF MEXICO (GOM) CAMPAIGN TO ELIMINATE THE ILLICIT PRODUCTION AND TRAFFICKING OF NARCOTICS IN MEXICO.

B. AVIATION MAINTENANCE PROJECTS FUNDED UNDER THIS AGREEMENT WILL BE DESIGNED TO ENHANCE THE EFFECTIVENESS OF THE PGR ANTINARCOTICS PROGRAM BY IMPROVING PGR MAINTENANCE CAPABILITIES IN ORDER THAT PGR AIRCRAFT ARE

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AVAILABLE AND DEPLOYED TO THE MAXIMUM EXTENT POSSIBLE
TO SUPPORT ERADICATION AND OTHER NARCOTICS CONTROL
OPERATIONS.

C. IN THIS REGARD, IT IS IMPORTANT TO NOTE THAT BOTH
GOVERNMENTS HAVE RESOLVED TO COMMIT RESOURCES AND
INITIATE PROGRAMS ON AN ANNUAL BASIS AS AUTHORIZED
AND/OR APPROPRIATED BY THEIR RESPECTIVE LEGISLATIVE
PROCESSES TO ACCOMPLISH THIS OBJECTIVE.

II. PGR PROJECT DESCRIPTION

A. THE PRIMARY OBJECTIVE OF THIS PROJECT IS TO
INCREASE THE DESTRUCTION OF DRUG FIELDS, SEIZURES OF
DRUG SHIPMENTS AND THE EFFECTIVENESS OF OTHER NARCOTICS
CONTROL OPERATIONS. IT IS THE INTENT OF THE OFFICE OF
THE ATTORNEY GENERAL OF MEXICO (PROCURADURIA GENERAL DE
LA REPUBLICA (PGR) TO UTILIZE FUNDS PROVIDED IN THIS
MEMORANDUM OF UNDERSTANDING TO IMPROVE THE
EFFECTIVENESS OF THE ANTINARCOTICS CAMPAIGN, BY
ASSURING THAT THE AVAILABILITY RATE OF THE PGR AIR
FLEET IS MAINTAINED AT OR ABOVE 70 PERCENT. THE PGR
WILL BE ABLE TO RAISE THE NUMBER OF FLIGHT HOURS THE
AIRFLEET IS DEPLOYED TO AERIALY ERADICATE ILLICIT
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NARCOTICS CROPS AND SUPPORT NARCOTICS CONTROL
OPERATIONS THROUGHOUT ITS NATIONAL TERRITORY.

B. THE PGR INTENDS TO CONTINUE TO CONTRACT THE
SERVICES OF A U.S. COMPANY TO PROVIDE FLIGHT AND
TECHNICAL TRAINING TO PGR PERSONNEL, PROVIDE TECHNICAL
ADVICE AND CONSULTATION, AND PROCURE AIRCRAFT PARTS AND
OVERHAUL/REPAIR SERVICES WITHIN THE SCOPE OF THE
CONTRACT.

C. THE USG IS PREPARED TO PROVIDE PROCEDURAL GUIDANCE
IN THE CONTRACTOR SELECTION PROCESS, AS REQUIRED AND TO
FINANCE THE CONTRACT TO THE EXTENT FUNDS ARE MADE
AVAILABLE BY THE U.S. CONGRESS.

III. PROJECT SPECIFIC PROVISIONS

A. IN KEEPING WITH THE FOREGOING, THE USG AGREES TO
COMMIT USD 4,417,403 (FOUR MILLION FOUR HUNDRED
SEVENTEEN THOUSAND FOUR HUNDRED THREE) TO EXTEND THE
CONTRACT OF A US COMPANY UNTIL JUNE 30, 1990, TO
PROVIDE PERSONNEL, TRAINING AND ADVISORY SERVICES AND
TO PROCURE PARTS, EQUIPMENT, MATERIALS AND
OVERHAUL/REPAIR SERVICES.

B. WITH REGARD TO THE PRECEDING, THE PGR WILL DEDICATE
THE MAXIMUM NUMBER OF ITS AIRCRAFT AND PROVIDE THE
REQUIRED PERSONNEL AND FACILITIES TO SUPPORT THE
PROGRAM. THE PGR WILL ALSO PROVIDE THE USG THE
INFORMATION IT NEEDS TO MEET ITS REPORTING AND
BUDGETARY REQUIREMENTS AND CONTINUE TO FACILITATE US
MISSION PERSONNEL APPROPRIATE ACCESS TO PGR FACILITIES
AND DRUG CONTROL OPERATIONS FOR THE PURPOSE OF
OBSERVATION IN ACCORDANCE WITH APPLICABLE MEXICAN LAWS
AND REGULATIONS.

C. EMBASSY AND PGR OFFICIALS WILL MEET WEEKLY AND AS
NECESSARY TO DISCUSS PROGRESS AND CURRENT REQUIREMENTS

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OF THE DRUG CONTROL CAMPAIGN.

IV. PROGRAM GOALS - MADE POSSIBLE BY THE FOREGOING,
BEST EFFORTS CAN BE EXERTED TO:

A. INCREASE THE NUMBER OF HECTARES OF DRUG FIELDS
DESTROYED AND THE VOLUME OF DRUGS SEIZED BY INCREASING
THE NUMBER OF MISSIONS.

B. WORK WITH THE CONTRACTOR TOWARDS IMPROVING
MAINTENANCE CAPABILITIES BY INCREASING THE TECHNICAL
AND SUPERVISORY SKILLS OF EMPLOYEES AND BY IMPROVING
EDUCATIONAL FACILITIES AND UPDATING TRAINING AIDS.

C. THROUGH JOINT CONSULTATION BETWEEN THE PGR AND THE
CONTRACTOR, DETERMINE MAINTENANCE REQUIREMENTS AND THE
AIRCRAFT PARTS NEEDED TO COMPLETE THEM IN ACCORD WITH
INDUSTRY STANDARDS SO THAT THE PARTS CAN BE PROCURED BY
THE CONTRACTOR. THE PGR WILL ASSURE THE PHYSICAL
SECURITY OF ON-HAND INVENTORIES AND ADEQUATELY
DISTRIBUTE PARTS TO THE FIELD.

D. THE PGR WILL HIRE AND RETAIN AN ADEQUATE NUMBER OF
PILOTS AND MECHANICS TO STAFF AN EFFICIENT MAINTENANCE
OPERATION AND CAMPAIGN.

ANNEX I - PERFORMANCE STANDARDS AND PROGRESS INDICATORS

ANNEX I IS A LIST OF PERFORMANCE STANDARDS AND PROGRESS
INDICATORS TO MEASURE PROGRESS IN ACHIEVING THE
OBJECTIVES OF THE AVIATION MAINTENANCE PROJECT.

PROGRESS OBJECTIVES

A. INCREASE NUMBER OF FLIGHT HOURS EACH MONTH THAT
AIRCRAFT ARE DEPLOYED ON ERADICATION AND OTHER
NARCOTICS CONTROL MISSIONS.

B. MAINTAIN THE AVERAGE DAILY AVAILABILITY OF EACH
TYPE OF AIRCRAFT FOR ERADICATION AND INTERDICTION
MISSIONS AT OR ABOVE 70 PERCENT.

C. COMPLETE AND MAINTAIN A CURRENT PARTS INVENTORY,
INCLUDING STOCKS AT FIELD BASES AND MOBILE WAREHOUSES.
FULLY IMPLEMENT A COMPUTERIZED PARTS INVENTORY
MANAGEMENT SYSTEM NO LATER THAN MARCH, 1990 IN ORDER TO
ASSURE THE TIMELY PROCUREMENT OF PARTS NEEDED TO
COMPLETE ALL AIRCRAFT MAINTENANCE.
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D. NEGOTIATE AND PREPARE FOR SIGNATURE AN EXTENSION TO
THE AVIATION MAINTENANCE CONTRACT BY JUNE 15, 1990.

E. MOVE FIRST STAGE OF MAJOR MAINTENANCE OPERATIONS
FROM THE MEXICO CITY HANGAR TO A NEW FACILITY IN
GUADALAJARA BY NOVEMBER, 1990 AS PART OF THE PROGRAM TO
IMPROVE MAINTENANCE CAPABILITIES.

F. COMPLETE TRAINING PROGRAM SET FORTH IN THE AVIATION
MAINTENANCE CONTRACT.

G. REVIEW THE CONTRACTOR'S PERFORMANCE AT LEAST
BIMONTHLY.

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H. CONDUCT ROUTINE PERFORMANCE EVALUATIONS OF BOTH PILOTS AND MECHANICS AS REQUIRED BY THE DGAC.

PERFORMANCE CRITERIA FOR MEASURING PROGRESS

A. INCREASE THE NUMBER OF MISSIONS TO ERADICATE MARIJUANA, OPIUM POPPY AND INCREASE THE AMOUNT OF DRUGS SEIZED.

B. THIS INCREASE WILL BE MADE POSSIBLE BY MAINTAINING AVAILABILITY RATE FOR PGR AIRCRAFT AT OR ABOVE 70 PERCENT.

C. TARGET AVAILABILITY RATES WILL BE ACHIEVED BY REDUCING THE NUMBER OF AIRCRAFT ON GROUND (HOG) AT ANY GIVEN TIME, BY COMPLETING SCHEDULED MAINTENANCE WITHIN INDUSTRY TIMETABLES AND BY MINIMIZING THE NUMBER OF ACCIDENTS AND INCIDENTS THROUGH A FLIGHT SAFETY PROGRAM.

D. HIRE AND RETAIN AN ADEQUATE NUMBER OF AVIATION TECHNICIANS TO STAFF MAINTENANCE SHOPS ACCORDING TO THE EXPECTED WORKLOAD AND THE NUMBER OF PILOTS TO FLY PGR AIRCRAFT IN ANTICIPATION OF A 70 PERCENT OR BETTER RATE OF AIRCRAFT AVAILABILITY.

E. REDUCE AIRCRAFT MAINTENANCE DOWNTIME BY STOCKING SUFFICIENT VOLUME OF AIRCRAFT PARTS IN ORDER TO AVOID CANNIBALIZATION INCIDENTS, PARTS OUTAGES AND THE NEED TO MAKE AOG PARTS ORDERS.

ANNEX II - GENERAL PROVISIONS

ANNEX II LISTS GENERAL PROVISIONS RELATED TO THE FINANCING OF THE FIELD SUPPORT PROGRAM.

A. TITLE OF ALL PROPERTY PROCURED THROUGH FINANCING BY THE USG SHALL BE IN THE COOPERATING AGENCY, UNLESS OTHERWISE SPECIFIED IN THE APPLICABLE PROCUREMENT DOCUMENT. THIS EQUIPMENT WILL BE USED TO FURTHER THE OBJECTIVES OF THIS PROGRAM.

B. INFORMATION WILL BE PROVIDED TO THE EMBASSY ON THE USE OF EQUIPMENT, SUPPLIES AND MATERIALS PROVIDED BY THE USG.

C. DISBURSEMENT OF USG FUNDS FOR PROCUREMENT OF GOODS AND SERVICES WILL BE MADE AS CHARGES AGAINST SUB-OBLIGATING DOCUMENTS PREPARED AND ISSUED BY THE AMERICAN EMBASSY NARCOTICS ASSISTANCE UNIT (NAU) OR BY INM, UNLESS OTHERWISE AUTHORIZED IN ACCORDANCE WITH USG PROCUREMENT REGULATIONS.

D. THE USG RESERVES THE RIGHT TO WITHDRAW FINANCING IF THESE FUNDS ARE NOT UTILIZED TO ACHIEVE STATED GOALS OR THE REPORTING REQUIREMENTS ARE NOT MET. FUTURE US FUNDING (FOR OTHER THAN THE CURRENT FISCAL YEAR) WILL DEPEND ON THE AVAILABILITY OF FUNDS APPROPRIATED BY THE U.S. CONGRESS.

E. THE GOM RESERVES THE RIGHT NOT TO ACCEPT FUNDS FROM THE USG.

F. ANY PROPERTY FURNISHED TO EITHER PARTY THROUGH FINANCING BY THE OTHER PARTY SHALL BE DEVOTED TO THE PROJECT UNTIL COMPLETION OF THE PROJECT AND THEREAFTER SHALL BE USED TO FURTHER THE PROJECT'S OBJECTIVES. EITHER PARTY SHALL OFFER TO RETURN TO THE OTHER OR TO REIMBURSE THE OTHER FOR ANY PROPERTY WHICH IT OBTAINS THROUGH FINANCING BY THE OTHER PARTY WHICH IS NOT USED IN ACCORDANCE WITH THE PRECEDING SENTENCE. FUNDS DERIVED FROM THE SALE OF ANY PROPERTY FURNISHED BY THE

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USG TO THE PROJECT SHALL BE USED IN THE FURTHERANCE OF
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PGR NARCOTICS CONTROL ACTIVITIES.

G. IF THE USG OR ANY PUBLIC OR PRIVATE ORGANIZATION FURNISHING COMMODITIES THROUGH USG FINANCING FOR OPERATIONS IS, UNDER THE LAWS, REGULATIONS OR ADMINISTRATIVE PROCEDURES OF MEXICO, LIABLE FOR CUSTOMS DUTIES AND IMPORT TAXES OF COMMODITIES IMPORTED INTO MEXICO FOR PURPOSES OF REALIZING THE FOREGOING OBJECTIVES, THE PGR WILL PAY SUCH DUTIES AND TAXES UNLESS EXEMPTION IS OTHERWISE PROVIDED BY APPLICABLE INTERNATIONAL AGREEMENT.

H. BOTH GOVERNMENTS SHALL EXPEND FUNDS AND SUPPORT CITED OPERATIONS ONLY IN ACCORDANCE WITH THEIR RESPECTIVE GOVERNMENT'S APPLICABLE LAWS AND REGULATIONS.

I. ALL GOODS AND SERVICES PROCURED WITH USG FUNDS WILL BE PURCHASED FROM SOURCES WITHIN THE UNITED STATES OF AMERICA UNLESS OTHERWISE PROVIDED FOR IN USG REGULATIONS.

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